



SYNOPSIS

Senate Bills and Joint Resolutions
2013 Maryland General Assembly Session

February 7, 2013
Schedule 22

SENATE BILLS INTRODUCED February 7, 2013

SB 846 Senator Conway

COURTS – BALTIMORE CITY SHERIFF AND FEES FOR FILING AND SERVICE OF PROCESS

Altering the type and the number of specified employee positions the Baltimore City Sheriff may appoint; increasing a specified annual expense allowance for specified deputy sheriffs; etc.

EFFECTIVE JULY 1, 2013

CJ, §§ 2-309(d)(1), 7-301(c), and 7-402(a) - amended and § 7-402(f) - added
Assigned to: Senate Rules

SB 847 Senator Stone

CRIMINAL LAW – MOTOR VEHICLES – CRIMINAL NEGLIGENCE RESULTING IN DEATH

Repealing a requirement that, to be convicted of a specified offense of manslaughter, a person's failure to perceive a specified risk must constitute a gross deviation from a specified standard of care; altering the name of a violation of the Act to be criminal negligence resulting in death; etc.

EFFECTIVE OCTOBER 1, 2013

CR, § 2-210 - amended and Chapter 334 of the Acts of 2011, § 2 - repealed
Assigned to: Senate Rules

Department of Legislative Services

90 State Circle, Annapolis, Maryland 21401-1991

Baltimore Area: 410-946-5400 — Washington Area: 301-970-5400

Other Maryland Areas: 1-800-492-7122 — Maryland Relay Service: 1-800-735-2258

SB 848 Carroll County Senators**CARROLL COUNTY – ALCOHOLIC BEVERAGES – LICENSE FEES**

Increasing the fees for specified beer, beer and light wine, and beer, wine and liquor licenses in Carroll County in a specified manner.

EFFECTIVE JULY 1, 2013

Art. 2B, §§ 3-101(h), 3-401(h), 5-101(h), 5-401(h), and 6-101(h) - amended

Assigned to: Senate Rules

SB 849 Senator Ramirez, et al**PUBLIC UTILITIES – CONSUMER RELATIONS – TENANT PAYMENT OF LANDLORD UTILITY BILLS**

Authorizing a specified tenant to prevent the termination of specified utility service by opening a new utility service account; authorizing a specified tenant to have specified utility service restored by opening a new utility service account under specified circumstances; specifying that a specified tenant may not incur liability for specified charges by taking specified action; requiring a specified utility service provider to establish a new utility service account for a specified tenant; etc.

EFFECTIVE OCTOBER 1, 2013

PU, § 7-309 - added and RP, § 8-401(b)(1)(iii) and (iv) and (c)(2)(ii) and (iii)2.D. - amended

Assigned to: Senate Rules

SB 850 Senators Forehand and Raskin**VEHICLE LAWS – ACCIDENTS RESULTING IN INJURY – MANDATORY DRUG AND ALCOHOL TESTING**

Requiring a person involved in a motor vehicle accident that results in an injury to another person that requires the removal of the other person to a medical facility to submit to specified drug or alcohol testing if the person is detained by a police officer who has reasonable grounds to believe that the person has been driving or attempting to drive in violation of specified drug– or alcohol–related driving restrictions; etc.

EFFECTIVE OCTOBER 1, 2013

TR, § 16-205.1(c) - amended

Assigned to: Senate Rules

SB 851 Senator Ramirez**CREATION OF A STATE DEBT – PRINCE GEORGE’S COUNTY – LEN BIAS STATUE AT NORTHWESTERN HIGH SCHOOL**

Authorizing the creation of a State Debt in the amount of \$50,000, the proceeds to be used as a grant to the Board of Directors of the Prince George’s African American Museum and Cultural Center, Inc. for the design, construction, and capital equipping of a Len Bias statue at Northwestern High School, located in Hyattsville; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; etc.

EFFECTIVE JUNE 1, 2013

Assigned to: Senate Rules

SB 852 Senators Ramirez and Kelley**CONSUMER PROTECTION – SALES OF GOODS AND SERVICES – RECEIPT REQUIREMENTS**

Requiring merchants to provide to a consumer, at a specified time, a written receipt for a sale of consumer goods or services under specified circumstances; authorizing merchants to provide consumers with an electronic receipt in lieu of a written receipt for a sale of consumer goods or services under specified circumstances; and prohibiting merchants from charging consumers for a receipt for a sale of consumer goods or services.

EFFECTIVE OCTOBER 1, 2013

CL, § 13-320 - added

Assigned to: Senate Rules

SB 853 Senator Ramirez**UTILITY COMPANIES – REMOVAL OF LINES FROM UTILITY POLES**

Requiring specified electric companies and telephone companies to coordinate with specified companies the timing of the removal of specified lines so that specified lines are removed within a specified period of time; authorizing the Public Service Commission to adopt specified regulations or issue specified orders; etc.

EFFECTIVE OCTOBER 1, 2013

PU, §§ 7-215 and 8-109 - added

Assigned to: Senate Rules

SB 854 Senator Edwards**ENVIRONMENT – GAS AND OIL DRILLING – FINANCIAL ASSURANCE**

Requiring a specified permit application to include a specified closure cost estimate; repealing specified bonding requirements; requiring a holder of a permit to drill for gas or oil to comply with specified requirements under specified circumstances; requiring a specified permit holder to provide specified financial assurance in accordance with specified requirements; requiring a specified permit holder's financial assurance to extend to specified owners and to cover specified acts and omissions; etc.

EFFECTIVE OCTOBER 1, 2013

EN, §§ 14-105(a), 14-108, 14-111, and 14-122 - amended

Assigned to: Senate Rules

SB 855 Senator Getty**PUBLIC SCHOOLS – COLLECTION OF BIOMETRIC INFORMATION FROM STUDENTS – PROHIBITED**

Prohibiting a county board or a person subject to the direction and control of the county board from collecting biometric information from any student enrolled in a public school.

EFFECTIVE OCTOBER 1, 2013

ED, § 7-435 - added

Assigned to: Senate Rules

SB 856 Senator Montgomery**EDUCATION – PUBLIC SCHOOL HOLIDAYS – EASTER MONDAY**

Repealing the requirement that the Monday after Easter be a public school holiday; and specifying that, at the option of a county board, the Monday after Easter may be a public school holiday.

EFFECTIVE OCTOBER 1, 2013

ED, § 7-103(c) - amended

Assigned to: Senate Rules

SB 857 Senator Miller, et al**COMMISSION ON THE ESTABLISHMENT OF A MARYLAND EDUCATORS SERVICE MEMORIAL**

Establishing the Commission on the Establishment of a Maryland Educators Service Memorial; providing for the composition, chair, and staffing of the Commission; requiring that the members of the Commission be appointed on or before a specified date; specifying the duties of the Commission; requiring the Commission to report its initial findings and recommendations to the Governor and the General Assembly on or before December 1, 2013; etc.

EFFECTIVE JUNE 1, 2013

Assigned to: Senate Rules

SB 858 Senator Simonaire**STATE RACING COMMISSION – EJECTIONS FROM RACE TRACKS – APPEALS**

Authorizing racing license holders to appeal an ejection by racing licensees to the State Racing Commission; authorizing the Commission to refuse to hear appeals under specified circumstances; providing for the filing of appeals with the Commission; requiring licensees to provide written statements to a license holder; requiring the Commission to conduct hearings in accordance with the Administrative Procedures Act; authorizing the Commission to take specified actions after a hearing; etc.

EFFECTIVE OCTOBER 1, 2013

BR, § 11-211.1 - added

Assigned to: Senate Rules

SB 859 Senator Pugh (Commission on Maryland Cybersecurity Innovation and Excellence)**MARYLAND PERSONAL INFORMATION PROTECTION ACT – REVISIONS**

Requiring a specified business, when destroying a customer's records that contain specified personal or private information, to take specified steps to protect against unauthorized access to or use of the information; requiring a specified business that owns or licenses specified personal or private information of an individual residing in the State to implement and maintain specified security procedures and practices; etc.

Preliminary analysis: local government mandate

EFFECTIVE OCTOBER 1, 2013

CL, §§ 14-3501 through 14-3504, 14-3506, and 14-3507 - amended

Assigned to: Senate Rules

SB 860 Senator Zirkin**STATE BIRDS – ORIOLE AND RAVEN**

Making the raven the second State bird of Maryland.

EFFECTIVE OCTOBER 1, 2013

SG, § 13-302 - amended

Assigned to: Senate Rules

SB 861 Senator Zirkin**CRIMES – COMMITTING A CRIME OF VIOLENCE IN THE PRESENCE OF A MINOR – PENALTIES**

Prohibiting a person from committing a specified crime of violence when the person knows or reasonably should know that a minor is present in a residence; establishing specified circumstances under which a minor is present; establishing an enhanced penalty not exceeding 5 years for a violation of the Act; authorizing a court to impose an enhanced penalty if the State's Attorney provides a specified written notice to the defendant and if specified elements have been proven beyond a reasonable doubt; etc.

EFFECTIVE OCTOBER 1, 2013

CR, § 3-601.1 - added

Assigned to: Senate Rules

SB 862 Senator Zirkin**REAL PROPERTY – EASEMENTS – NATURAL GAS PIPELINES**

Requiring that an easement negotiated for the construction, operation, or maintenance of a natural gas pipeline be for a single pipeline and be limited in scope to the construction, operation, or maintenance of the pipeline; prohibiting a specified easement from authorizing the easement holder to use the easement, at a date in the future, for anything other than the construction, operation, or maintenance of the pipeline; and stating that an easement that does not meet the requirements of the Act is invalid.

EFFECTIVE OCTOBER 1, 2013

RP, § 10-711 - added

Assigned to: Senate Rules

SB 863 Senator Zirkin**PUBLIC SAFETY – GAS PIPELINES – IMPLEMENTATION OF
FEDERAL PIPELINE SAFETY LAWS**

Requiring the Public Service Commission to act under a specified certification or agreement with the U.S. Secretary of Transportation as an interstate authority agent for the purpose of implementing specified federal pipeline safety laws; requiring the Commission to take specified actions necessary to carry out its responsibilities under a certification or agreement with the U.S. Secretary of Transportation; etc.

EFFECTIVE OCTOBER 1, 2013

PS, §§ 15-101 through 15-108 - added

Assigned to: Senate Rules

SB 864 Senator Zirkin**PUBLIC SAFETY – GAS PIPELINES – GAS LEAK RESPONSE**

Requiring the Public Service Commission to adopt regulations to classify specified gas leaks and to require specified gas transmission companies to remediate and monitor those leaks in a specified manner; requiring the Commission to adopt regulations to establish a specified penalty; requiring a gas transmission company to respond to a report of specified gas leaks in a specified manner; requiring a gas transmission company to receive and investigate reports of suspected leaks within a specified time frame; etc.

EFFECTIVE OCTOBER 1, 2013

PS, §§ 15-101 through 15-104 - added

Assigned to: Senate Rules

SB 865 Senator Zirkin**CORRECTIONAL SERVICES – GOOD CONDUCT CREDITS –
FIREARM RELATED CRIME**

Providing that an inmate who is serving a sentence in a State or local correctional facility for a second or subsequent conviction of a specified firearm related crime is not entitled to a specified deduction from the inmate's term of confinement; etc.

EFFECTIVE OCTOBER 1, 2013

CS, §§ 3-704 and 11-503 and CP, § 10-215 - amended and CP, § 6-234 - added

Assigned to: Senate Rules

SB 866 **Senator Middleton****MARYLAND CONSOLIDATED CAPITAL BOND LOAN OF 2012 – CHARLES COUNTY – INDIAN HEAD CENTER FOR THE ARTS**

Amending the Maryland Consolidated Capital Bond Loan of 2012 to include the Mayor and Town Council of the Town of Indian Head as a grantee for specified grants for the Indian Head Center for the Arts; providing for the purpose of the grant; etc.

EFFECTIVE JUNE 1, 2013

Chapter 444 of the Acts of 2012, § 1(3) Item ZA02(AJ) and Item ZA03(AC) - amended

Assigned to: Senate Rules

SB 867 **Senator Middleton****CREATION OF A STATE DEBT – CHARLES COUNTY – MELWOOD RECREATION CENTER**

Authorizing the creation of a State Debt not to exceed \$105,000, the proceeds to be used as a grant to the Board of Directors of the Melwood Horticultural Training Center, Inc. for the construction, repair, renovation, reconstruction, and capital equipping of the Melwood Recreation Center, including replacing an old barn, renovating storage buildings, and replacing the HVAC system, located in Nanjemoy, Charles County; providing for disbursement of the loan proceeds; etc.

EFFECTIVE JUNE 1, 2013

Assigned to: Senate Rules

SB 868 **Senator Middleton****CREATION OF A STATE DEBT – CHARLES COUNTY – CHILDREN’S AID SOCIETY BUILDING ADDITION**

Authorizing the creation of a State Debt not to exceed \$100,000, the proceeds to be used as a grant to the Board of Directors of the Charles County Children’s Aid Society, Inc. for the planning, design, construction, and capital equipping of the Children’s Aid Society Building Addition, located in La Plata; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; etc.

EFFECTIVE JUNE 1, 2013

Assigned to: Senate Rules

SB 869 Senator Kittleman**PUBLIC ETHICS – MEMBERS OF THE GENERAL ASSEMBLY – MEALS, RECEPTIONS, AND BEVERAGES**

Prohibiting a member of the General Assembly from accepting a gift of a specified meal, reception, or beverage that exceeds \$20 in cost; etc.

EFFECTIVE OCTOBER 1, 2013

SG, § 15-505(c) - amended

Assigned to: Senate Rules

SB 870 Senator McFadden**CREATION OF A STATE DEBT – BALTIMORE CITY – MOUNT PLEASANT FAMILY LIFE CENTER**

Authorizing the creation of a State Debt not to exceed \$300,000, the proceeds to be used as a grant to the Board of Directors of the Mount Pleasant Community Development Corporation for the repair and renovation of the Mount Pleasant Family Life Center, located in Baltimore City; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; prohibiting the use of the loan proceeds or matching fund for sectarian religious purposes; etc.

EFFECTIVE JUNE 1, 2013

Assigned to: Senate Rules

SB 871 Senator Jacobs**CRIMINAL PROCEDURE – VENUE FOR PROSECUTION OF FALSE STATEMENTS CONCERNING DESTRUCTIVE DEVICES OR TOXIC MATERIALS**

Authorizing that a specified crime involving circulating or transmitting a false statement or rumor about the location of a destructive device or toxic material be prosecuted in the county in which the destructive device or toxic material was alleged to be located.

EFFECTIVE OCTOBER 1, 2013

CR, § 9-504 - amended

Assigned to: Senate Rules

SB 872 Senator Jacobs**CRIMINAL PROCEDURE – VENUE FOR PROSECUTION OF MURDER AND MANSLAUGHTER**

Authorizing that a prosecution of a person for a violation of specified provisions of law prohibiting murder and manslaughter be brought in the county in which the crime occurred or, if the location of the crime cannot be determined, in the county in which the body or parts of the body were found.

EFFECTIVE OCTOBER 1, 2013

CP, § 4-201 - amended

Assigned to: Senate Rules

SB 873 Senator Glassman**VEHICLE EMISSIONS INSPECTION PROGRAM – ALTERNATE TESTS AND INSPECTIONS**

Requiring the Motor Vehicle Administration and the Maryland Department of the Environment to develop and use an alternate exhaust emissions test and an alternate emissions equipment and misfueling inspection under the Vehicle Emissions Inspection Program for a motor vehicle that cannot take or pass the primary test or inspection for specified reasons; and authorizing the Administration and the Department to develop and use emissions tests or inspections previously used under the Program as an alternate test or inspection.

EFFECTIVE OCTOBER 1, 2013

TR, § 23-202(b) - amended

Assigned to: Senate Rules

SB 874 Senator Astle**CREATION OF A STATE DEBT – ANNE ARUNDEL COUNTY – MAYO CIVIC ASSOCIATION COMMUNITY HALL**

Authorizing the creation of a State Debt not to exceed \$25,000, the proceeds to be used as a grant to the Board of Directors of the Mayo Civic Association, Inc. for the repair, rehabilitation, and maintenance of the Mayo Civic Association Community Hall, located in Mayo; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; etc.

EFFECTIVE JUNE 1, 2013

Assigned to: Senate Rules

SB 875 **Senator Conway****MARYLAND OIL DISASTER CONTAINMENT, CLEAN-UP AND CONTINGENCY FUND AND OIL CONTAMINATED SITE ENVIRONMENTAL CLEANUP FUND**

Altering the basis for calculating a specified license fee credited to the Maryland Oil Disaster Containment, Clean-Up and Contingency Fund; altering the date by which the Department of the Environment is required to report annually to specified subcommittees of the General Assembly; extending the deadline by which the owner of a specified eligible heating oil tank may apply for reimbursement of specified costs from the Oil Contaminated Site Environmental Cleanup Fund; etc.

EFFECTIVE JUNE 1, 2013

EN, §§ 4-401, 4-411, 4-704, and 4-705 - amended

Assigned to: Senate Rules

SENATE BILLS REASSIGNED February 6, 2013**SB 678** **Senator Pugh****JUVENILE SERVICES – COMMUNITY-BASED DIVERSION PILOT PROGRAM**

Requiring the Secretary of Juvenile Services to develop a Community-Based Diversion Pilot Program; requiring the Secretary to consult with representatives from the Annie E. Casey Foundation when developing the Pilot Program; establishing the purpose of the Pilot Program; requiring the Secretary to establish a specified juvenile day-treatment center in Baltimore City, require specified juveniles to report daily to the treatment center, establish specified community monitoring, and hire specified counselors; etc.

EFFECTIVE OCTOBER 1, 2013

HU, § 9-247 - added

Reassigned to: Judicial Proceedings

SB 725 **Senator Simonaire****BUSINESS REGULATION – JUNK DEALERS AND SCRAP METAL PROCESSORS – HOLDING PERIOD FOR JUNK AND SCRAP METAL**

Requiring a junk dealer or scrap metal processor who is a resident of the State to hold in a specified county a purchase of junk or scrap metal for 3 business days; and requiring a junk dealer or scrap metal processor to hold a purchase of junk or scrap metal and a record of the purchase at a specified business address.

EFFECTIVE OCTOBER 1, 2013

BR, § 17-1011.1 - added

Reassigned to: Finance

SB 818 **Senator Frosh****COMMUNITY JUVENILE SERVICES PROGRAM**

Establishing the Community Juvenile Services Program; requiring the Governor to appoint a State Coordinator for Community Juvenile Services; establishing the compensation of the State Coordinator; establishing the Community Juvenile Services Committee; providing for the membership and duties of the Committee; establishing the purpose of the Program; authorizing counties to participate in the Program by developing a specified local plan; etc.

EFFECTIVE OCTOBER 1, 2013

HU, §§ 9-249 through 9-253 - added

Reassigned to: Judicial Proceedings